



NOTICE OF APPEAL FROM THE EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Applicants: Maurizio Pacifici and Roshantha A. Chandraratna

Serial No.: 09/552,823 Group: 1614

Filed: April 20, 2000 Examiner: Fay, Zohreh A.

Confirmation No.: 3454

For: Use of Retinoid Receptor Antagonists or Agonists in the Treatment of Cartilage and Bone Pathologies

CERTIFICATE OF MAILING OR TRANSMISSION	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or is being facsimile transmitted to the United States Patent and Trademark Office on:	
<u>February 2, 2005</u>	<u>Betsy S. Kirschner</u>
Date	Signature
<u>Betsy S. Kirschner</u>	
Typed or printed name of person signing certificate	

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated August 5, 2004 of the Examiner finally rejecting claims 5-7 and 12-14. The item(s) checked below are appropriate:

1. ☒ Applicants hereby petition to extend the time for filing a Notice of Appeal in response to the Office Action Made Final dated August 5, 2004 for three (3) months from November 5, 2004 to February 5, 2005.
2. ☐ A month extension of time to respond to the Office Action Made Final dated was filed on with payment of a \$ fee.
☐ Applicant hereby petitions for an additional month extension of time to respond to the Office Action Made Final.
3. ☐ A Request for Oral Hearing before the Board of Patent Appeals and Interferences is being filed concurrently herewith.

02/07/2005 09552823 500.00 DP
01 FC:1401
02/07/2005 09552823 1020.00 DP
02 FC:1253

A circular black ink stamp from the Office of Intellectual Property (OIPE). The text "OIPE" is at the top, "JC55" is at the top right, "FEB 04 2005" is in the center, and "PATENT & TRADEMARK OFFICE" is at the bottom.

4. Fees are submitted for the following:

[X]	Extension of Time for three (3) months	\$ 1020
-------	--	---------

[] Additional Extension of Time:

Fee for Extension ([] mo.) \$

Less fee paid ([] mo.) - \$

Balance of fee due	\$ 0
--------------------	------

[X] Notice of Appeal	\$ 500
------------------------	--------

[]	Other	\$
-----	-------	----

TOTAL \$ 1520

5. The method of payment for the total fees is as follows:

[X] A check in the amount of \$1,520.00 is enclosed.

[] Please charge Deposit Account No. 08-0380 in the amount of \$[].

Please charge any deficiency or credit any overpayment in the fees that may be due in this matter to Deposit Account No. 08-0380. A copy of this document is enclosed for accounting purposes.

Respectfully submitted,

HAMILTON, BROOK, SMITH, REYNOLDS, P.C.

By Mary K. Murray
Mary K. Murray
Registration No.: 47,813
Telephone: (978) 341-0036
Facsimile: (978) 341-0136

Concord, MA 01742-9133

Date: February 2, 2005